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5 -and-  
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8 Lead Counsel for Plaintiffs  
9



10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA

12 In re UTSTARCOM, INC. SECURITIES  
13 LITIGATION

) Master File No. C-04-4908-JW(PVT)

) CLASS ACTION

14  
15 This Document Relates To:

16 ALL ACTIONS.

) STIPULATION TO EXTEND THE FILING  
) OF THE CONSOLIDATED COMPLAINT  
) BY TWO DAYS TO JUNE 30, 2005  
)

1 WHEREAS, on March 15, 2005, this Court entered an Order appointing as lead plaintiff  
2 Locals 302 and 612 of the International Union of Operating Engineers-Employers Construction  
3 Industry Retirement Trust and Erwin DeBruycker (collectively, the "Operating Engineers Group")  
4 ("Lead Plaintiff") and approving Lead Plaintiff's selection of Lerach Coughlin Stoia Geller Rudman &  
5 Robbins LLP as lead counsel;

6 WHEREAS, currently, the deadline to file a consolidated complaint is set for June 28, 2005;  
7 and

8 WHEREAS, the parties have met and conferred and have agreed, subject to the approval of  
9 the Court, to extend the time for filing the consolidated complaint by two days to June 30, 2005 to  
10 accommodate client health considerations and allow adequate time for client involvement in the  
11 amendment process;

12 NOW, THEREFORE, IT IS HEREBY STIPULATED, pursuant to Civil L.R. 7-12, that:

- 13 1. Lead Plaintiff shall file the consolidated complaint on or before June 30, 2005;
- 14 2. Defendants shall file their response to the consolidated complaint on or before August  
15 15, 2005;
- 16 3. Should defendants file a motion to dismiss, Lead Plaintiff shall file its opposition  
17 thereto on or before September 30, 2005, and
- 18 4. Defendants shall file any reply in support of their motion to dismiss on or before  
19 October 31, 2005.

20 DATED: June 28, 2005

LERACH COUGHLIN STOIA GELLER  
RUDMAN & ROBBINS LLP  
KIMBERLY C. EPSTEIN  
SYLVIA SUM

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23  
24 /S/  
KIMBERLY C. EPSTEIN

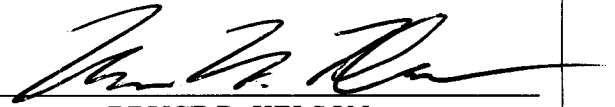
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10 DATED: 6/27/05

11 SHEARMAN & STERLING LLP  
12 JEFFREY S. FACTER  
13 STEPHEN D. HIBBARD  
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22 Attorneys for Defendants

23 \* \* \*

24 **ORDER**

25 Pursuant to stipulation, IT IS SO ORDERED.

26 DATED: 7/27/05

27 /s/ James Ware

28 THE HONORABLE JAMES WARE  
UNITED STATES DISTRICT JUDGE

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DECLARATION OF SERVICE BY MAIL AND FACSIMILE

I, the undersigned, declare:

1. That declarant is and was, at all times herein mentioned, a citizen of the United States and employed in the City and County of San Francisco, over the age of 18 years, and not a party to or interested party in the within action; that declarant's business address is 100 Pine Street, Suite 2600, San Francisco, California 94111.

2. That on June 28, 2005, declarant served the **STIPULATION TO EXTEND THE FILING OF THE CONSOLIDATED COMPLAINT BY TWO DAYS TO JUNE 30, 2005** by depositing a true copy thereof in a United States mailbox at San Francisco, California in a sealed envelope with postage thereon fully prepaid and addressed to the parties listed on the attached Service List. Declarant also served the parties by facsimile.

3. That there is a regular communication by mail between the place of mailing and the places so addressed.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 28th day of June, 2005, at San Francisco, California.

/S/

DEBORAH R. DASH

UTSTARCOM 04 (CA) (LEAD)

Service List - 6/28/2005 (04-0558C)

Page 1 of 1

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